

IN THE MATTER OF the *Public Health Act*, RSPEI 1988, c P-30.1

PUBLIC HEALTH ORDER

TO: All persons residing in or present in Prince Edward Island; and

All businesses and organizations operating or carrying on business in Prince Edward Island;

WHEREAS a state of public health emergency was declared in Prince Edward Island on March 16th, 2020 pursuant to Order in Council EC2020-174, and continued on April 15th, 2020 by Order in Council EC2020-254;

AND WHEREAS the Chief Public Health Officer, pursuant to section 39(2) of the *Public Health Act*, RSPEI 1988, c P-30.1 (the "Act"), believes on reasonable and probable grounds that:

- (a) a communicable disease exists in the Province;
- (b) the communicable disease presents a risk to the health of persons in the Province; and
- (c) the requirements specified in the order are necessary to prevent, decrease or eliminate the risk to health presented by the communicable disease.

AND WHEREAS pursuant to subsection 39(1) of the Act, the Chief Public Health Officer may require a person to take or refrain from taking any action that is specified in the order in respect of a communicable disease;

AND WHEREAS the reasons for the order are the global COVID-19 pandemic, the health risks posed by the pandemic, and the necessity to prevent, decrease and eliminate those health risks;

AND WHEREAS pursuant to section 56 of the Act, the Chief Public Health Officer may require any person to provide information that the Chief Public Health Officer reasonably considers necessary to:

- (a) assess the threat that a disease presents to public health and plan for and address the threat; or
- (b) evaluate and monitor the health and safety of the general public.

NOW THEREFORE, pursuant to my authority under sections 39(1), 49(3), and 56 of the Act, I hereby order as follows.

1. In this Order:

- (a) "close contact" means:

- (i) A person who provides care for, lives with, or has close physical contact with a person who is confirmed or suspected to be infected with COVID-19; or
- (ii) A person who comes into direct contact with the infectious body fluids of a person who is confirmed or suspected to be infected with COVID-19.

A "close contact" does not include a person who consistently and appropriately uses personal protective equipment while caring for a person who is confirmed or suspected to be infected with COVID-19.

- (b) "essential services" means services that, if interrupted, would endanger the life, health, or personal safety of the whole or part of the population. A list of examples of essential services is published at:

<https://www.princeedwardisland.ca/en/topic/covid-19>.

- (c) "allowable services" means services that are not essential services and are appropriate to open to the public, as determined by the Chief Public Health Officer, with certain public health measures in place. A list of examples of allowable services is published at:

<https://www.princeedwardisland.ca/en/topic/covid-19>.

- (d) "self-isolate" means compliance with the following measures:

- (i) A person must remain in their residence or residence grounds, except to seek medical care or due to extraordinary circumstances including reasons of personal safety. A person who resides in an apartment building, condominium, rooming house, or other attached housing must remain on the residence's property and maintain a two-metre distance from other persons at all times while in common areas, corridors, stairwells, elevators, other shared spaces, and outdoors;
- (ii) If a person must leave their residence or the residence's property for a reason outlined in clause (i) above, the person must maintain a two-metre distance from other persons at all times, other than during treatment by a health care worker; and
- (iii) all additional self-isolation requirements published at:

<https://www.princeedwardisland.ca/en/information/health-and-wellness/covid-19-self-isolation>

2. Every person arriving on Prince Edward Island at any and all points of entry shall:

- (a) stop when instructed to do so by a peace officer;
- (b) answer any questions posed and provide all information requested by a peace officer, public health official, or health practitioner, including but not limited to: name, place of ordinary residence, license plate number, contact information, travel details, reason for entering the Province, occupation, and symptom information;

- (c) if requested, submit to temperature tests and such other examinations as may be required;
 - (d) declare if they are experiencing symptoms including coughing, difficulty breathing, or fever; and
 - (e) provide complete details of their self-isolation plan.
3. Subject to the exceptions described in sections 4 and 5, persons entering, residing in or present in Prince Edward Island who fall under any of the categories below shall self-isolate for the period of time specified,
- (a) Persons identified as a close contact of a confirmed or suspected case of COVID-19, shall self-isolate for a period of 14 days from the last day of close contact, regardless of whether a negative test result for COVID-19 is received during that period.
 - (b) Persons diagnosed with COVID-19 shall self-isolate for a period of at least 14 days after the onset of symptoms and such additional time until the person is cleared by a public health official.
 - (c) Persons who are symptomatic and awaiting the results of a test for COVID-19 shall self-isolate as follows:
 - (i) Persons who are symptomatic with exposure criteria (history of travel or close contact with a positive case) shall self-isolate for 14 days from the date of the test, regardless of whether a negative test result is received during that period.
 - (ii) Persons who are symptomatic without exposure criteria (no history of travel, no known contact with a positive case) need not self-isolate after receipt of a negative COVID-19 test result, unless otherwise instructed by the public health official.
 - (d) Persons who have travelled outside Canada on and after March 8, 2020 shall self-isolate for 14 days from the date of their return to Canada or for the duration of their stay in the Province (if shorter than 14 days), regardless of whether a negative test result for COVID-19 is received during that period.
 - (e) Persons entering the Province from anywhere on and after March 21, 2020 shall self-isolate for 14 days or for the duration of their stay in the Province (if shorter than 14 days), regardless of whether a negative test result for COVID-19 is received during that period.
4. Health care workers are subject to the following requirements to self-isolate:
- (a) If diagnosed with COVID-19, health care workers shall self-isolate until they receive two negative test results (24 hours apart) and are cleared by a public health official.
 - (b) If symptomatic and awaiting the results of a test for COVID-19, health care workers shall self-isolate until a negative test result is received.

5. The following persons are exempt from the requirement to self-isolate prescribed in clauses 3.(d) and (e), however, they shall self-isolate for the duration of their stay in the Province (if 14 days or less), other than when they are performing work duties:
 - (a) Asymptomatic workers engaged in providing services in the trade, transportation, construction, agriculture, fisheries, aquaculture and livestock sectors including truck drivers and crew on any airplane, helicopter or marine vessel arriving in Prince Edward Island from another province or territory in Canada.
 - (b) Asymptomatic workers essential to the critical maintenance of the Province's infrastructure, in the trade, transportation and healthcare sectors.
 - (c) Asymptomatic workers engaged in providing essential services in the Province., including but not limited to, health and social service providers (excluding long-term care workers returning from out-of-province), postal service workers, members of a police service, others employed for the preservation of the peace, fire fighters, and emergency responders, except those workers who have travelled internationally since March 8, 2020 and have not yet completed 14 days of self-isolation upon return.
 - (d) Such other persons as may be otherwise exempted under exceptional circumstances by the Chief Public Health Officer.
6. Section 5 does not apply to temporary foreign workers.
7. Subject to section 8, effective April 17, 2020 at 8:00 a.m., all temporary foreign workers entering the Province shall self-isolate for 14 days at a quarantine facility designated by the Minister of Health & Wellness, regardless of whether a negative test result for COVID-19 is received during that period.
8. The following temporary foreign workers are exempt from the requirements in section 7:
 - (a) temporary foreign workers employed by an employer that has submitted a transition plan which addresses self-isolation requirements, and which plan has been approved by the Chief Public Health Officer; and
 - (b) such other temporary foreign workers as may be otherwise exempted by the Chief Public Health Officer under exceptional circumstances, provided satisfactory arrangements have been made for the temporary foreign worker to comply with self-isolation requirements.
9. Temporary foreign workers exempted from the requirements of section 7 who enter the Province shall remain subject to the requirement to self-isolate in accordance with this Order, an applicable transition plan, and applicable directions of the Chief Public Health Officer.
10. Effective March 17, 2020, businesses that are not an essential service or an allowable service shall not offer or provide services to the public at a location that is accessible to the public.
11. Businesses that are not an essential service or an allowable service may continue serving the public by means of telephone, virtual services, delivery, and pick-up,

provided that owners and operators of those services comply at all times with the preventative measures described in section 12.

12. Owners and operators of workplaces that are permitted to operate under this Order, shall take the following preventative measures:
 - (a) take every reasonable step to ensure minimal interaction of people (including employees and/or clients) within two metres of each other;
 - (b) take every reasonable step required to prevent employees who are required to self-isolate as provided in section 3 from entering workplaces;
 - (c) develop and follow an exclusion policy that ensures symptomatic employees are immediately excluded from work activities;
 - (d) develop and follow an operational plan detailing how risk of transmission of disease will be mitigated;
 - (e) ensure enhanced cleaning and disinfection of shared areas and surfaces;
 - (f) ensure hand washing stations are available; and
 - (g) follow any other specific direction issued to the workplace by the Chief Public Health Officer.
13. No business may operate a video lottery terminal.
14. Community fundraising lotteries and activities may only operate virtually.
15. All child care facilities, including licensed and unlicensed centres, are closed to the public effective March 17, 2020, except for those licensed centres approved by the Department of Education and Lifelong Learning to offer child care services to essential service workers in accordance with the Chief Public Health Officer's "Conditions for Re-opening Selected Licensed Child Care Centres".
16. Indoor gatherings of more than 5 persons are prohibited, except in the following circumstances:
 - (a) facilities where health care or social services are provided;
 - (b) businesses or workplaces that are permitted to operate under, and to the extent of, this Order or any specific direction provided by the Chief Public Health Officer; and
 - (c) groups of persons living in the same household; and
 - (d) groups of persons living in the same household with 5 or fewer additional persons from different households, maintaining social distancing as much as reasonably possible.
17. Outdoor gatherings of more than 10 persons from different households are prohibited. Any person who is gathering outdoors in a group of 10 persons or less from different

households shall maintain a distance of two metres from other persons in the group. This prohibition does not apply to:

- (a) businesses or workplaces that are permitted to operate under, and to the extent of, this Order or any specific direction issued to the business or workplace by the Chief Public Health Officer; or
 - (b) groups of persons living in the same household.
18. Notwithstanding section 16(a), visitation to nursing homes and community care facilities is prohibited, unless for exceptional and compassionate circumstances, including end of life.
19. This Order:
- (a) revokes and replaces my order of May 1, 2020;
 - (b) is effective on May 8, 2020 at 2:00 p.m., except where stated in this Order to have retroactive effect; and
 - (c) shall remain in effect until May 22, 2020 at 8:00 a.m. unless earlier amended or revoked.

TAKE NOTICE that failure to comply with this Order is an offence for which you may be liable on summary conviction in accordance with section 66 of the Public Health Act.

DATED at Charlottetown, Queens County, Prince Edward Island this 8th day of May, 2020.



Dr. Heather Morrison
Chief Public Health Officer